

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

HANS A. QUAACK, ATTILIO PO  
and KARL LEIBINGER, on behalf of  
themselves and those similarly situated,

Plaintiffs,

v.

DEXIA, S.A. and DEXIA BANK BELGIUM  
(formerly known as ARTESIA BANKING  
CORP., SA),

Defendants.

Civil Action No.: 03-11566 (PBS)

STONINGTON PARTNERS, INC., a Delaware  
Corporation, STONINGTON CAPITAL  
APPRECIATION 1994 FUND L.P., a Delaware  
Partnership and STONINGTON HOLDINGS,  
L.L.C., a Delaware limited liability company,

Plaintiffs,

v.

DEXIA, S.A. and DEXIA BANK BELGIUM  
(formerly known as ARTESIA BANKING  
CORP., SA),

Defendants.

Civil Action No.: 04-10411 (PBS)

GARY B. FILLER and LAWRENCE  
PERLMAN, Trustees of the TRA Rights Trust,

Plaintiffs,

v.

DEXIA, S.A. and DEXIA BANK BELGIUM  
(formerly known as ARTESIA BANKING  
CORP., SA),

Defendants.

Civil Action No.: 04-10477 (PBS)

JANET BAKER and JAMES BAKER,  
JKBAKER LLC and JMBAKER LLC,

Plaintiffs,

v.

DEXIA, S.A. and DEXIA BANK BELGIUM  
(formerly known as ARTESIA BANKING  
CORP., SA),

Defendants.

Civil Action No.: 04-10501 (PBS)

**STIPULATION AND PROPOSED ORDER  
GOVERNING DEPOSITIONS OF ANTOON BAERT AND JACQUES JANSSENS**

WHEREAS, Scheduling Orders in the above-captioned actions provide that: “Dexia shall inform plaintiffs as soon as an employee provides notice that he/she is leaving the employment of Dexia. Plaintiffs may notice and take a departing employee’s deposition at any time.”, and

WHEREAS, on or about May 12, 2005, counsel for Defendant Dexia Bank Belgium informed Plaintiffs’ counsel that Antoon Baert and Jacques Janssens would be retiring from their positions at Dexia in July 2005 and August 2005, respectively, and

WHEREAS, on or about May 17, 2005, counsel for Plaintiffs jointly noticed the deposition of Mr. Baert for June 14, 2005 and the deposition of Mr. Janssens for June 15, 2005, and

WHEREAS, by letter dated May 25, 2005, counsel for Defendant Dexia Bank Belgium informed counsel for Plaintiffs that Mr. Baert’s retirement will not be effective until November 2005, and

WHEREAS, counsel for Defendant Dexia Bank Belgium has requested that Plaintiffs adjourn the depositions of Messrs. Baert and Janssens to dates after September 1, 2005, THEREFORE

IT IS HEREBY STIPULATED AND AGREED, by and between the parties to the above-captioned actions through their undersigned counsel that, subject to the approval of the Court:

1. The depositions of Mr. Baert and Mr. Janssens will be postponed until a mutually agreed upon date after September 1, 2005.
2. Dexia will make Mr. Baert and Mr. Janssens available for depositions in Belgium after September 1, 2005, as if Mr. Baert and Mr. Janssens were current officers, directors or managing agents of Defendant Dexia Bank Belgium both as of the date of this stipulation and as of the date they are each deposed.
3. Plaintiffs reserve the right to seek all appropriate sanctions, expenses, and penalties against Defendant Dexia Bank Belgium in the event that either Mr. Baert or Mr. Janssens fails to appear for a scheduled deposition after September 1, 2005 or otherwise fails to respond as required by the Federal Rules of Civil Procedure. Dexia reserves its right to oppose the imposition of such penalties, except that Dexia waives any right to oppose the imposition of sanctions, expenses or penalties on grounds that Messrs. Baert and/or Janssens were not, at the time their depositions were noticed, scheduled to be taken, or taken, (a) under the control of Defendant Dexia Bank Belgium, and/or (b) current officers, directors or managing agents of Defendant Dexia Bank Belgium.
4. By entering this Stipulation, Dexia does not admit that Mr. Baert is an officer, director or managing agent, but agrees to treat him as such for purposes of this Stipulation, and reserves the right to oppose any other Rule 30(b) notices on the ground that the proposed deponent is not an officer, director or managing agent of Dexia. Plaintiffs expressly reserve their rights under the Scheduling Orders and Rule 30 to notice and compel depositions of employees and agents of Dexia who are not Dexia's officers, directors or managing agents.

Dated: June 3, 2005

STIPULATED AND AGREED TO BY:

**LEAD PLAINTIFFS HANS A. QUAACK,  
ATTILIO PO and KARL LEIBINGER**

By their counsel,

/s/ Glen DeValerio

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SO ORDERED,

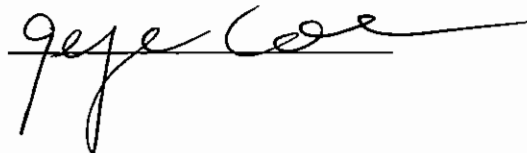
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Robert B. Collings  
United States District Judge

Dated: June \_\_\_\_, 2005  
Boston, Massachusetts

**CERTIFICATE OF SERVICE**

I, hereby certify that on this 24 day of June, 2005, a true and correct copy of the foregoing was served via electronic means, upon counsel listed on the attached service list and also via U.S. Mail on counsel for Dexia Bank Belgium identified on the attached list.

A handwritten signature in black ink, appearing to read "Geze Cor", is written over a horizontal line.



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